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October 13, 2017

By ECF & HAND DELIVERY

Hon. Deborah A. Batts
United States District Court
United States Courthouse
500 Pearl Street, Room 2510
New York, New York 10007

Re: Winik Media LLC and Gregg Winik v. One Up Games, LLC
Index No.: 16-CV-02483 (DAB)

Dear Judge Batts:

This firm represents plaintiffs Winik Media, LLC ("Winik Media") and Gregg Winik ("Winik") in the above-referenced action.

On May 9, 2017, the Court entered a default judgment against defendant One Up Games, LLC, and referred the action to Magistrate Judge Cott for an inquest into damages. In a Report and Recommendation dated October 11, 2017, Magistrate Judge Cott recommended that the Court award damages to Winik Media in the amount of \$650,000. Magistrate Judge Cott also recommended that prior to issuing the award the Court give Winik Media 30 days to move to set aside the default judgment and request leave to amend its pleading to seek additional damages.

This is to advise the Court that Winik Media has no objection to the Report and Recommendation, and does not wish to seek any additional damages.

We appreciate Your Honor's consideration of these matters.

Respectfully,

/S/

Bertrand C. Sellier

Cc: Magistrate Judge James L. Cott (by ECF)